



CLEVELAND MUNICIPAL COURT

Office of the Clerk of Court

Earle B. Turner

Justice Center • Level Two

1200 Ontario Street • Cleveland, Ohio 44113-1669

CIVIL DIVISION

1:21cv 902
Judge Patricia Gaughan

Date: 10/14/2021 2:30pm

Cleveland Municipal Court Journal

Page 1 of 4

Case Number

2021 CVF 003034

Judge

Administrative - General

In The Matter Of

MCCALL, GEORGE -VS- FRONTIER AIRLINES INC et al

ActionCONTRACTS-ACCOUNTS - 4
DEFENDANTSPartyMCCALL, GEORGE
4519 BRIARWOOD DRIVE
LORAIN, OH 44053Party Type

PLNTF

AttorneysBAKER ESQ., ANTHONY
5320 HOAG DRIVE, SUITE B
ELYRIA, OH 44035FRONTIER AIRLINES INC
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

DFNDT

FRONTIER AIRLINES INC
50 WEST BROAD STREET SUITE 1330
COLUMBUS, OH 43215

DFNDT

CORPORATION SERVICE COMPANY C/O

TSA US DEPT HOMELAND SECURITY
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

DFNDT

JOHNSON ESQ., LISA HAMMOND
UNITED STATES COURT HOUSE
801 WEST SUPERIOR AVE., SUITE 400
CLEVELAND, OH 44113US DEPT HOMELAND SECURITY CLAIMS DFNDT
MANAGEMENT BRANCH
601 S 12TH STREET TSA 9
ARLINGTON, VA 20598JOHNSON ESQ., LISA HAMMOND
UNITED STATES COURT HOUSE
801 WEST SUPERIOR AVE., SUITE 400
CLEVELAND, OH 44113Opened

03/17/2021

Case Type

CVF - CONTRACTS

No.	Date of	Pleadings Filed, Orders and Decrees	Amount Owed/ Amount Dismissed	Balance Due
1	03/17/2021	COMPLAINT FILED BY: GEORGE MCCALL (PLAINTIFF); ; ANTHONY BAKER ESQ. (Attorney) on behalf of GEORGE MCCALL (PLAINTIFF) Receipt: 3248117 Date: 03/17/2021	122.00	0.00
2	03/17/2021	7.00 EACH FOR THREE ADDITIONAL DEFENDANTS SERVED Receipt: 3248117 Date: 03/17/2021	21.00	0.00
3	03/18/2021	CERTIFIED MAIL ISSUED TO ON Issue Date: 03/18/2021 Service: CV COMP & SUMMONS Method: (CV) ELECTRONIC CERTIFIED MAIL Cost Per: \$		



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Date: 10/14/2021 2:30pm

Cleveland Municipal Court Journal

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2021 CVF 003034 MCCALL, GEORGE -VS- FRONTIER AIRLINES INC et al

FRONTIER AIRLINES INC
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135
Tracking No: 9171901552070912583630

FRONTIER AIRLINES INC
50 WEST BROAD STREET SUITE 1330
COLUMBUS, OH 43215
Tracking No: 9171901552070912583647

TSA US DEPT HOMELAND SECURITY
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135
Tracking No: 9171901552070912583654

US DEPT HOMELAND SECURITY CLAIMS
MANAGEMENT BRANCH
601 S 12TH STREET TSA 9
ARLINGTON, VA 20598
Tracking No: 9171901552070912583661

4 03/18/2021 CIVIL SUMMONS ISSUED

INTAKE- (N) CIVIL SUMMONS- SUMMONS IN CIVIL ACTION
Sent on: 03/18/2021 14:11:50.65
FRONTIER AIRLINES INC (DEFENDANT); FRONTIER
AIRLINES INC (DEFENDANT); TSA US DEPT HOMELAND
SECURITY (DEFENDANT); US DEPT HOMELAND
SECURITY CLAIMS MANAGEMENT BRANCH
(DEFENDANT);

5 03/20/2021 DELIVERED
USPS DELIVERED LEFT WITH INDIVIDUAL - Service Date:
03/20/2021
Tracking Number: 91 7190 1552 0709 1258 3630
FRONTIER AIRLINES INC (DEFENDANT);

6 03/20/2021 DELIVERED
USPS DELIVERED LEFT WITH INDIVIDUAL - Service Date:
03/20/2021
Tracking Number: 91 7190 1552 0709 1258 3654
TSA US DEPT HOMELAND SECURITY (DEFENDANT);

7 03/20/2021 SIGNATURE
Signature Received from USPS
FRONTIER AIRLINES INC Signature Document Attached



CLEVELAND MUNICIPAL COURT

Office of the Clerk of Court

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Justice Center • Level Two

1200 Ontario Street • Cleveland, Ohio 44113-1669

CIVIL DIVISION

Date: 10/14/2021 2:30pm

Cleveland Municipal Court Journal

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2021 CVF 003034 MCCALL, GEORGE -VS- FRONTIER AIRLINES INC et al

Tracking Number: 7190 1552 0709 1258 3630
FRONTIER AIRLINES INC (DEFENDANT);

- | | | | | |
|----|------------|--|------|------|
| 8 | 03/20/2021 | SIGNATURE
Signature Received from USPS
TSA US DEPT HOMELAND SECURITY Signature Document Attached
Tracking Number: 7190 1552 0709 1258 3654
TSA US DEPT HOMELAND SECURITY (DEFENDANT); | | |
| 9 | 03/24/2021 | DELIVERED
USPS DELIVERED LEFT WITH INDIVIDUAL - Service Date: 03/24/2021
Tracking Number: 91 7190 1552 0709 1258 3661
US DEPT HOMELAND SECURITY CLAIMS MANAGEMENT BRANCH (DEFENDANT); | | |
| 10 | 03/24/2021 | SIGNATURE
Signature Received from USPS
US DEPT HOMELAND SECURITY CLAIMS MANAGEMENT BRANCH Signature Document Attached
Tracking Number: 7190 1552 0709 1258 3661
US DEPT HOMELAND SECURITY CLAIMS MANAGEMENT BRANCH (DEFENDANT); | | |
| 11 | 03/25/2021 | DELIVERED
USPS DELIVERED FRONT DESK/RECEPTION/MAIL ROOM - Service Date: 03/25/2021
Tracking Number: 91 7190 1552 0709 1258 3647
FRONTIER AIRLINES INC (DEFENDANT); | | |
| 12 | 03/25/2021 | SIGNATURE
Signature Received from USPS
FRONTIER AIRLINES INC Signature Document Attached
Tracking Number: 7190 1552 0709 1258 3647
FRONTIER AIRLINES INC (DEFENDANT); | | |
| 13 | 05/03/2021 | MOTION FOR REMOVAL FILED BY
TSA US DEPT HOMELAND SECURITY (DEFENDANT); US DEPT HOMELAND SECURITY CLAIMS MANAGEMENT BRANCH (DEFENDANT); ; LISA HAMMOND JOHNSON ESQ (Attorney) on behalf of TSA US DEPT HOMELAND SECURITY, US DEPT HOMELAND SECURITY CLAIMS MANAGEMENT BRANCH (DEFENDANT) | 5.00 | 5.00 |
| 14 | 10/13/2021 | MAGISTRATES DECISION FILED. COPIES MAILED TO PARTIES. | | |
| 15 | 10/13/2021 | JUDGMENT ENTRY. DEFENDANT'S NOTICE OF REMOVAL TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO IS WELL | | |



CLEVELAND MUNICIPAL COURT

Office of the Clerk of Court

Earle B. Turner

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CIVIL DIVISION

Date: 10/14/2021 2:30pm

Cleveland Municipal Court Journal

Page 4 of 4

2021 CVF 003034 MCCALL, GEORGE -VS- FRONTIER AIRLINES INC et al

TAKEN. CLERK OF COURTS IS ORDERED TO TRANSFER CASE TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO AND SEND NOTICE TO ALL PARTIES.

16 10/14/2021 ORIGINAL PAPERS AND CERTIFIED COPY OF COURT DOCKET SENT TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO BY CERTIFIED MAIL (NO. 7007 0710 0001 0424 0229).

Totals By: COSTS

148.00

5.00

*** End of Report ***

STATE OF OHIO
COUNTY OF CUYAHOGA
CITY OF CLEVELAND

SS. }

I, Earle B. Turner, Clerk of the Cleveland Municipal Court, within and for said city, hereby certify that the above and foregoing is truly taken and copied from the original docket in Case No. **2021 CVF 003034** now on file in the Office of the Clerk of Court.

Witness my hand and seal of Cleveland Municipal Court this 14 day of October 2021.

EARLE B. TURNER, CLERK

By: _____

Chief Deputy Clerk

The Clerk of Courts does not calculate interest or balances due on your judgment. There may be additional amounts due to your creditor(s). It is your responsibility to contact your Creditor(s) or their Attorney in order to determine the balance due on your case.

JUDGMENT ENTRY RECEIVED
FOR JOURNALIZATION

**IN THE CLEVELAND MUNICIPAL COURT
CUYAHOGA COUNTY, OHIO**

OCT 13 2021

EARLE B. TURNER, CLERK

GEORGE MCCALL
PLAINTIFF

2021 CVF 003034

VS.

JUDGMENT ENTRY

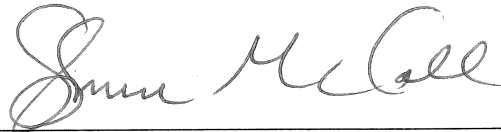
FRONTIER AIRLINES INC et al
DEFENDANT

SCANNED

MAGISTRATE'S DECISION IS HEREBY APPROVED AND CONFIRMED.

DEFENDANT'S NOTICE OF REMOVAL THE ABOVE CAPTIONED CASE
TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT
OF OHIO, IS WELL TAKEN.

CLERK OF COURTS IS ORDERED TO TRANSFER CASE TO THE UNITED
STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO AND
SEND NOTICE TO ALL PARTIES.



JUDGE

IN THE CLEVELAND MUNICIPAL COURT MAGISTRATE'S REPORT FILED
CUYAHOGA COUNTY, OHIO

OCT 13 2021

GEORGE MCCALL
PLAINTIFF

2021 CVF 003034 **CHARLE D. JOURNAL, CLERK**

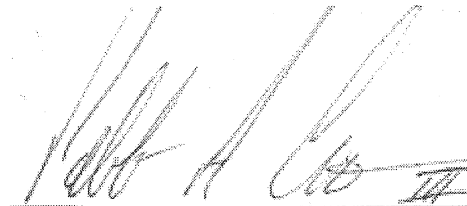
VS.

FRONTIER AIRLINES INC et al
DEFENDANT

MAGISTRATE'S DECISION

DEFENDANT'S NOTICE OF REMOVAL THE ABOVE CAPTIONED CASE
TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT
OF OHIO, IS WELL TAKEN.

CLERK OF COURTS IS ORDERED TO TRANSFER CASE TO THE UNITED
STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO AND
SEND NOTICE TO ALL PARTIES.



MAGISTRATE

PURSUANT TO CIVIL RULE 52 AND LOCAL RULES OF COURT, REQUESTS FOR FINDINGS OF FACT AND CONCLUSIONS OF LAW MUST BE FILED WITHIN SEVEN (7) DAYS OF THE FILING OF THE MAGISTRATE'S DECISION. PURSUANT TO CIVIL RULE 53 AND LOCAL RULES OF COURT, OBJECTIONS TO THE MAGISTRATE'S DECISION MUST BE FILED WITHIN FOURTEEN (14) DAYS OF ITS FILING. UNLESS A PARTY TIMELY AND SPECIFICALLY OBJECTS TO A FINDING OF FACT OR CONCLUSION OF LAW, NO ASSIGNMENT OF ERROR ON APPEAL MAY BE MADE TO THE COURT'S ADOPTION OF THAT FINDING OR CONCLUSION. FOR SPECIFIC DETAILS AND FURTHER INFORMATION CONSULT THE ABOVE-CITED RULES OR SEEK LEGAL COUNSEL.

A COPY OF THIS MAGISTRATE'S DECISION SHALL BE MAILED TO ALL PARTIES OR THEIR ATTORNEYS.

IN THE CLEVELAND MUNICIPAL COURT
CIVIL DIVISION

GEORGE McCALL)	CASE NO. 2021 CVF 3034
)	
Plaintiff,)	JUDGE
)	
v.)	
)	
U.S. DEPARTMENT HOMELAND)	
SECURITY CLAIMS MANAGEMENT)	
BRANCH)	
)	
)	<u>NOTICE OF FILING</u>
)	<u>NOTICE OF REMOVAL</u>
Defendant.)	

Now comes Defendant, U.S. Department of Homeland Security, Claims Management Branch, by and through Bridget M. Brennan, Acting United States Attorney for the Northern District of Ohio, and Rema A. Ina and Lisa Hammond Johnson, Assistant United States Attorneys, and hereby gives Notice that on April 30, 2021, Defendant filed in the Office of the Clerk of the United States District Court for the Northern District of Ohio, Eastern Division in Cleveland, Ohio, a Notice of Removal of the above-entitled action to the said United States District Court. A copy of the Notice of Removal is attached hereto. With this filing, this action now stands removed from the Cleveland Municipal Court to the United States District Court for the Northern District of Ohio.

Respectfully submitted,

BRIDGET M. BRENNAN
Acting United States Attorney

By: /s/ Lisa Hammond Johnson
Lisa Hammond Johnson (OH #0061681)
Assistant United States Attorney
United States Courthouse
801 West Superior Ave., Suite 400
Cleveland, Ohio 44113
216-622-3679 (Johnson)
216-522-4982 (Fax)
Lisa.Hammond.Johnson@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of April, 2021, a copy of the foregoing *Notice of Filing a Notice of Removal* was served on all parties by this Court's electronic filing system.

/s/ Lisa Hammond Johnson
Lisa Hammond Johnson
Assistant United States Attorney

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

GEORGE McCALL)	CASE NO.
)	
Plaintiff,)	JUDGE
)	
v.)	
)	
U.S. DEPARTMENT HOMELAND)	
SECURITY CLAIMS MANAGEMENT)	
BRANCH,)	
)	<u>NOTICE OF REMOVAL</u>
Defendant.)	

Now comes Defendant, U.S. Department of Homeland Security, Claims Management Branch (“TSA”), by and through Bridget M. Brennan, Acting United States Attorney for the Northern District of Ohio, and Lisa Hammond Johnson, Assistant United States Attorney, and respectfully states as follows:

1. This Notice of Removal is filed pursuant to 28 U.S.C. §§ 1441, 1442, and 1446, for disposition of Plaintiff’s claims against Defendant, which are set forth in Cleveland Municipal Court Case No. 2020 CVF 3032, captioned *George McCall v. U.S. Dep’t Homeland Security Claims Management Branch*. (A copy of the Summons and Complaint are attached hereto as Exhibit A.)

2. Defendant first received notice of the Complaint on March 31, 2021, and thirty days have not expired since receipt by the Defendant of a copy of the initial pleading setting forth the

claim for relief upon which this proceeding is based.

3. Plaintiff's Complaint alleges claims against a federal agency of the United States. Thus, this action may be removed to the United States District Court for the Northern District of Ohio for disposition, pursuant to 28 U.S.C. § 1442(a)(1).

4. This Notice of Removal is being filed on April 30, 2021. This notice is thus timely and proper in accordance with the provisions of 28 U.S.C. § 1446(b).

5. A copy of this notice will promptly be served on all adverse parties and filed with the Clerk of Court for the Cleveland Municipal Court pursuant to 28 U.S.C. § 1446(d).

WHEREFORE, the Defendant prays that the above-captioned action, pending in the Cleveland Municipal Court, be removed to this Court.

Respectfully submitted,

BRIDGET M. BRENNAN
Acting United States Attorney

By: /s/ Lisa Hammond Johnson
Lisa Hammond Johnson (OH #0061681)
Assistant United States Attorney
United States Courthouse
801 West Superior Ave., Suite 400
Cleveland, Ohio 44113
216-622-3679 (Johnson)
216-522-4982 (Fax)
Lisa.Hammond.Johnson@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of April, 2021, a copy of the foregoing *Notice of Removal* was filed electronically. Notice of this filing will be served upon all parties by operation of the Court's electronic filing system.

/s/ Lisa Hammond Johnson
Lisa Hammond Johnson
Assistant United States Attorney



CLEVELAND MUNICIPAL COURT
Office of the Clerk of Court
Earle B. Turner
Justice Center • Level Two
1200 Ontario Street • Cleveland, Ohio 44113-1669
CIVIL DIVISION

THE STATE OF OHIO
CUYAHOGA COUNTY) SS

SUMMONS IN CIVIL ACTION
2021 CVF 003034

PLAINTIFF
GEORGE MCCALL

-VS-

DEFENDANT
US DEPT HOMELAND SECURITY CLAIMS MANAGEMENT BRANCH

You have been named defendant (s) in a complaint filed in Cleveland Municipal Court,
Level Two, Justice Center, 1200 Ontario, Cleveland, Ohio 44113 by

Plaintiff (s):
GEORGE MCCALL

A copy of the complaint is attached hereto. The name and address of plaintiff's attorney is below

ANTHONY BAKER ESQ.
5320 HOAG DRIVE, SUITE B
ELYRIA, OH 44035

You must file an *ANSWER* to this complaint within 28 days after this summons is served on you.
A copy of your answer must be served upon the attorney for the person who is suing you, who is called
the plaintiff, or upon the plaintiff himself, if he has no attorney of record.

Your original answer must be filed with the Court within three days after service of the answer on the
plaintiff's attorney.

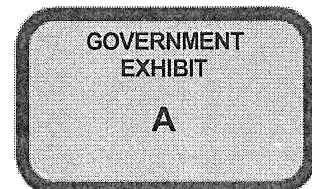
If you fail to defend yourself against this complaint, *DEFAULT JUDGMENT* can be rendered against
you for the relief demanded in the complaint. Your *EARNINGS MAY THEN BE GARNISHED*, or
your property may be attached to satisfy the judgment.

EARLE B. TURNER, CLERK
CLEVELAND MUNICIPAL COURT

Pauline Constantine

P. CONSTANTINE, Deputy Clerk
March 18, 2021

2021 CVF 003034
US DEPT HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S 12TH STREET TSA 9
ARLINGTON, VA 20598



CVSUMMACT

IN THE CLEVELAND MUNICIPAL COURT
CIVIL DIVISION

Cuyahoga COUNTY, OHIO

21 CVF 003034

GEORGE MCCALL
4519 BRIARWOOD DRIVE
LORAIN, OHIO 44053

CASE NO.

JUDGE:

Plaintiff

VS

FRONTIER AIRLINES, INC
5300 RIVERSIDE DRIVE
CLEVELAND, OHIO 44135

COMPLAINT FOR
CONVERSION, INTENTIONAL
INFLECTION OF EMOTIONAL
DISTRESS AND THEFT (R.C. 2307.61)

AND

FRONTIER AIRLINES, INC
C/O CORPORATION SERVICE COMPANY
50 WEST BROAD STREET – SUITE 1330
COLUMBUS, OHIO 43215

AND

TSA – US DEPT. HOMELAND SECURITY
5300 RIVERSIDE DRIVE
CLEVELAND, OHIO 44135

AND

U.S. DEPT. OF HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S. 12TH STREET – TSA-9
ARLINGTON, VIRGINIA 20598

Defendants

NOW COMES Plaintiff, by and through counsel, and for his Complaint against
Defendants, captioned above (hereafter “Defendants”), hereby states and avers as follows:

Facts

1. Plaintiff is a life-long resident of the State of Ohio and the County of Lorain.
2. The offense that gave rise to this action occurred in the City of Cleveland and County of Cuyahoga.
3. The amount in controversy is less than \$15,000.00
4. Jurisdiction and venue are proper.
5. Plaintiff traveled from Cleveland to Las Vegas on Frontier Airlines on or about October 2, 2020.
6. Plaintiff makes several trips to Las Vegas each year and has done this for the past 20 years.
7. Plaintiff placed (packed) \$10,000.00 in his luggage before departing from Cleveland.
8. When Plaintiff arrived in Las Vegas, he discovered that the money was missing.
9. Plaintiff also found a note / receipt from TSA that confirmed his luggage had been inspected by the Agency.
10. Plaintiff contacted Defendants while in Las Vegas and filed a police report when he returned to Cleveland.
11. Plaintiff made a formal claim / demand to Defendants on or about December 9, 2020 requesting the return of his money.

Count One – Replevin

12. Plaintiff re-avers and re-alleges each and every allegation contained in the foregoing paragraphs, as if fully rewritten herein.
13. Plaintiff is the owner of the luggage and the personal property, including the money (\$10,000.00) that was contained inside his luggage.

14. At all times relevant herein, Defendants were aware of the ownership rights of Plaintiff with regard to his luggage and the contents therein. Defendants were also aware of their limited authority to inspect Plaintiff's personal property.
15. Defendants intentionally withheld, converted, stole and / or removed Plaintiff's property without a lawful excuse and with full knowledge that the property (money) belonged to Plaintiff.
16. Plaintiff made the appropriate demand for the return of his property; Defendants wrongfully retained possession of said money and / or denied liability for Plaintiff's loss.
17. As a direct and proximate result of Defendants' actions, Plaintiff is entitled to a money judgment for the personal property (money) not returned to him in an amount equal to the actual value of the property, to wit: \$10,000.00; consequential damages; punitive damages; interest and all costs and expenses of this action, including reasonable attorney fees.

Count Two – Conversion

18. Plaintiff re-avers and re-alleges each and every allegation contained in the foregoing paragraphs, as if fully rewritten herein.
19. Plaintiff was the owner of the luggage and the personal property, including the money (\$10,000.00) contained inside his luggage.
20. At all times relevant herein, Defendants were aware of the ownership rights of Plaintiff with regard to his luggage and the contents therein. Defendants were also aware of their limited authority to inspect Plaintiff's personal property.

21. Defendants intentionally withheld, stole and / or removed Plaintiff's property without a lawful excuse and with full knowledge that the property (money) belonged to Plaintiff.
22. Plaintiff made the appropriate demand for the return of his property; Defendants wrongfully retained possession of said money and / or denied liability for Plaintiff's loss.
23. As a direct and proximate result of Defendants' conversion, Plaintiff is entitled to a money judgment for the personal property (money) not returned to him in an amount equal to the actual value of the property, to wit: \$10,000.00; consequential damages; punitive damages; interest and all costs and expenses of this action, including reasonable attorney fees.

Count Three – Theft

24. Plaintiff re-avers and re-alleges each and every allegation contained in the foregoing paragraphs, as if fully rewritten herein.
25. Plaintiff was the owner of the luggage and the personal property, including the money (\$10,000.00) contained inside his luggage.
26. At all times relevant herein, Defendants were aware of the ownership rights of Plaintiff with regard to his luggage and the contents therein. Defendants were also aware of their limited authority to inspect Plaintiff's personal property.
27. Defendants intentionally withheld, dispossessed, stole and / or permanently removed Plaintiff's property without a lawful excuse and with full knowledge that the property (money) belonged to Plaintiff.
28. Plaintiff made the appropriate demand for the return of his property. Defendants have denied liability for Plaintiff's loss.

29. As a direct and proximate result of Defendants' theft, Plaintiff is entitled to a money judgment for the personal property (money) not returned to him in an amount equal to the actual value of the property, to wit: \$10,000.00; consequential damages; punitive damages; interest and all costs and expenses of this action, including reasonable attorney fees.

Count Five – Intentional Infliction of Emotional Distress

30. Plaintiff re-avers and re-alleges each and every allegation contained in the foregoing paragraphs, as if fully rewritten herein.

31. Defendants' business tactics and blatant lack of concern for its customers were extreme and outrageous as Defendants fraudulently justified retaining Plaintiff's property and undertook business policies that shield them from liability.

32. Defendant's self-serving and irresponsible business practices allowed them and / or their employees to profit from Plaintiff's loss.

33. Plaintiff has suffered and will continue to suffer severe emotional damage as a direct result of the extreme, reckless and intentional acts of Defendants.

34. As a direct and proximate result of Defendants' actions, Plaintiff is entitled to a money judgment for the personal property (money) not returned to him in an amount equal to the actual value of the property, to wit: \$10,000.00; consequential damages; punitive damages; interest and all costs and expenses of this action, including reasonable attorney fees.

WHEREFORE, Plaintiff hereby demands judgment in his favor and against Defendants; additionally Plaintiff seeks a judgment for compensatory damages, punitive damages,

consequential damages, interest, attorney fees and court costs in the amount not to exceed \$15,000.00.

Exhibits

- TSA & Frontier Airlines Inc. demand letters
- TSA response to Plaintiff's initial complaint
- Cleveland Police Report

Respectfully submitted,



Anthony Baker, Esquire (#0084620)
Attorney for Plaintiff
5425 Detroit Road – Suite 10
Sheffield, Ohio 44054
Tel (440) 596 – 9876
Fax (440) 934 – 0712
Email bakera5.tony@yahoo.com

CERTIFICATE OF SERVICE / SERVICE INSTRUCTIONS

CLERK, please serve a true copy of the forgoing Complaint, Exhibits, Summons and any / all other case-related documents upon Defendants by Certified US Mail to the afore-captioned addressed.

THE LAW OFFICE OF ANTHONY BAKER

5425 Detroit Road – 10
Sheffield, Ohio 44054
Tel 440.596.9876
Fax 440.934.0712

December 9, 2020

Regarding: George McCall's Claim - Demand Letter

Dear TSA:

I have been retained by George McCall to assist with this matter. Ideally, we can resolve our differences without involving the court.

Mr. McCall traveled from Cleveland to Las Vegas on Frontier Airlines on or about October 2, 2020. Mr. McCall makes several trips each year to Las Vegas, and has done this for the past 20 years.

Ten Thousand Dollars was stolen from his luggage. Upon discovering the theft of his money (in Las Vegas), Mr. McCall contacted Frontier Airlines and TSA. I have included a copy of the police report and a copy of my preliminary Complaint for your review.

Simply stated, Mr. McCall demands / requests the return of his money forthwith. Please contact my office with any questions or concerns.

Respectfully yours,

Anthony Baker

THE LAW OFFICE OF ANTHONY BAKER

5425 Detroit Road – 10
Sheffield, Ohio 44054
Tel 440.596.9876
Fax 440.934.0712

December 9, 2020

Regarding: George McCall's Claim - Demand Letter

Dear Frontier Airline:

I have been retained by George McCall to assist with this matter. Ideally, we can resolve our differences without involving the court.

Mr. McCall traveled from Cleveland to Las Vegas on Frontier Airlines on or about October 2, 2020. Mr. McCall makes several trips each year to Las Vegas, and has done this for the past 20 years.

Ten Thousand Dollars was stolen from his luggage. Upon discovering the theft of his money (in Las Vegas), Mr. McCall contacted Frontier Airlines and TSA. I have included a copy of the police report and a copy of my preliminary Complaint for your review.

Simply stated, Mr. McCall demands / requests the return of his money forthwith. Please contact my office with any questions or concerns.

Respectfully yours,

Anthony Baker



7196 9005 8630 0316 4680

U.S. Department of Homeland Security
Claims Management Branch
601 S. 12th Street, TSA-9
Arlington, VA 20598-6009

November 23, 2020

George McCall
4519 Briarwood Drive
Lorian OH 44052
United States



Transportation
Security
Administration

Re: TSA Control No.: 2020110969383

Dear George McCall:

This constitutes final administrative action on your claim against the United States under the Federal Tort Claims Act based upon the alleged negligent or wrongful acts or omissions of Transportation Security Administration (TSA) personnel.

Your claim is denied. After careful evaluation of all the evidence, we have determined that there are no legally sustainable grounds upon which a finding of liability can be based on the part of TSA.

If you are dissatisfied with the action taken on your claim, you may file suit in an appropriate U.S. District Court not later than six months after the date this letter was mailed. This information is not intended to imply that any such suit would be successful.

Should you have any questions, please address them to the Claims Management Branch. We may be reached at (571) 227-1300 or by email at TSAClaimsOffice@tsa.dhs.gov.

Yours sincerely,

Kimberly Davis
Assistant Director
Management Services and Claims
Financial Management Division



Cleveland Division of Police Detail

Print Date/Time: 11/26/2020 11:58
 Login ID: butlersh
 Case Number: 2020-00321675

ORI Number: Cleveland Division of Police
 OHCLP0000

Case Details:

Case Number:	2020-00321675	Incident Type:	Grand Theft
Location:	5300 RIVERSIDE DR Cleveland, OH 44135	Occured From:	10/02/2020 23:59
		Occured Thru:	10/06/2020 06:00
		Reported Date:	10/11/2020 14:58 Sunday
Reporting Officer ID:	1030-Rodriguez	Status:	Open/Active
		Status Date:	10/12/2020
Assigned Bureau:	District 1		

Case Assignments:

Assigned Officer	Assignment Date/Time	Assignment Type	Assigned By Officer	Due Date/Time
------------------	----------------------	-----------------	---------------------	---------------

Associated Cases	Status	Assisting ORIs	Role
------------------	--------	----------------	------

Modus Operandi	Solvability Factors	Weight
----------------	---------------------	--------

Total:

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	State	23H	2913.02	Theft	1



Cleveland Division of Police Detail

Print Date/Time: 11/26/2020 11:58
Login ID: butlersh
Case Number: 2020-00321675

ORI Number: Cleveland Division of Police
OHCLP0000

Offense # 1

Group/ORI: State	Crime Code: 23H	Statute: 2913.02	Counts: 1	Attempt/ Commit Code: Committed
Description: Theft				Offense Date: 10/02/2020
NCIC Code: 2399	Scene Code:	Transit Facility		Bias/Motivation: No Bias / Not Applicable
Offense Status: Open/Active	Status Date:	10/13/2020		Occupancy Code:
Arson Code:	Domestic Code:	No		Child Abuse:
Gang Related: No	Aiding/Abetting:			Sub-Code:
# of Adults:	# of Juveniles:			IBR Seq. No: 1
Property Damage Amt.:	Abandoned Structure:			Household Status:
Domestic Circumstance:	Carjacking:			Premise Code:
Accosting Situation:	Hate Bias Indicator:			Prior Inv - Victim:
Gambling Motivated:	Order of Protection:			Cargo Theft: N
Prior Inv - Offender:	Anit-reproductive rights crime:			
Special Circumstances:	Precipitating Event:			

Offender Suspected of Using

Alcohol: No
Drugs: No
Computer: No
Aggravated Assault/ Homicide Circumstances #1:
Aggravated Assault/ Homicide Remarks #1:
Justifiable Homicide Circumstances :
Method of Entry Type:
Point of Entry:
Method of Exit Type:
Point of Exit:
Direction of Travel:
Counterfeit Type:

Victim Suspected of Using

Alcohol: No
Drugs: No
Computer: No
Aggravated Assault/ Homicide Circumstances #2:
Aggravated Assault/ Homicide Remarks #2:
Justifiable Homicide Code :
Method of Entry :
of Premises Entered :
Method of Exit :
How Left Scene:
Larceny Type: (H)All Other Larcenies
Counterfeit Status:
Counterfeit Amount:

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Reporting Person	1	Zahoor, Hassan	5300 RIVERSIDE DR		Unknown	Male	
Victim	1	McCall, George L	Cleveland, OH 44135 44519 BRIARWOOD DR Lorain, OH 44053		Black	Male	04/16/1969 51



Cleveland Division of Police Detail

Print Date/Time: 11/26/2020 11:58
Login ID: butlersh
Case Number: 2020-00321675

ORI Number: Cleveland Division of Police
OHCLP0000

Subject # 1-Reporting Person

Primary:	No	Race:	Unknown	Sex:	Male	Build:
Name:	Zahoor, Hassan	Height:		Weight:		Age:
Address:	5300 RIVERSIDE DR Cleveland OH 44135	Eyes:	Unknown	Hair:	Unknown	State:
Primary Phone:	[REDACTED]	SSN:		DVL #:		
Resident Type:	Unknown	Resident Status:	Unknown	Statement Type:	Verbal	
Disposition:		Date:		Custody Status:		

Related Offenses

Group/ORI	Crime Code	Statute	Description
State	23H	2913.02	Theft

Related Weapons

Victim/Offender Relationship

Transported By:	Extent of Injury:	Hospital:
Domestic Violence:	Domestic Violence Referrals:	Federal Agencies Involved:
Condition:	Medical Treatment:	

Missing Person Information

Subject # 1-Victim

Primary:	Yes	Victim Type:	Individual
Name:	McCall, George L	Race:	Black
Address:	44519 BRIARWOOD DR Lorain OH 44053	Height:	6ft 5 in
Primary Phone:	[REDACTED]	Eyes:	Brown
Resident Type:	Non Resident	SSN:	[REDACTED]
Disposition:		Resident Status:	Other Status
		Date:	
		Sex:	Male
		Weight:	280.0 lbs.
		Hair:	Brown
		DVL #:	[REDACTED]
		DOB:	04/16/1969
		Build:	
		Age:	51
		State:	OH
		Statement Type:	Verbal
		Custody Status:	

Related Offenses

Group/ORI	Crime Code	Statute	Description
State	23H	2913.02	Theft

Related Weapons

Victim/Offender Relationship

Transported By:	Extent of Injury:	Hospital:
Domestic Violence:	Domestic Violence Referrals:	Federal Agencies Involved:
Condition:	Medical Treatment:	

Missing Person Information

Arrests

Arrest No.	Name	Address	Date/Time	Type	Age
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Cleveland Division of Police Detail

Print Date/Time: 11/26/2020 11:58
 Login ID: butlersh
 Case Number: 2020-00321675

ORI Number:

Cleveland Division of Police
 OHCLP0000

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
10/11/2020	Stolen	Cash / Currency			TEN THOUSAND DOLLARS OF U.S. CURRENCY		

Seq # 1

Tag Number:

Item Number:

Property Codes:

Property Type: Cash / Currency

Property Class: Cash / Currency

Date Received: 10/11/2020

Stolen

UCR Value:

Initial Value: \$10,000.00

Stolen Location: Airport/Seaport

Quantity:

Unit of Measure:

Measurement Source:

Description: TEN THOUSAND DOLLARS OF U.S. CURRENCY

Officer Remarks:

Make:

Model:

Style:

Style Desc:

Year:

OAN:

Serial #:

Color:

Condition:

Reg. Type:

Reg. ORI:

Reg. Number:

Reg. State:

Reg. Year:

Reg. Date:

Reg. Expiration:

Recovery Information

Location:

Date:

Code:

Value:

RFOJ?:

ORI:

Recovered Address:

Associated Subjects

Type	Name	Address	Phone	Notified How	Date
Owner	McCall, George L	44519 BRIARWOOD DR Lorain, OH 44053			

Insurance Company: Policy Number: Lein Holder:

Vehicles

No.	Role	Vehicle Type	Year	Make	Model	Color	License Plate	State
-----	------	--------------	------	------	-------	-------	---------------	-------

Routing:

- ☐ Detective Bureau
- ☐ Sex Crimes
- ☐ Homicide
- ☐ Prosecutor's Office

Original Narrative

THEFT

Sir,

On Sunday, 10-11-20, at approximately 1326 hours, I received an assignment to respond to the Frontier ticket counter in connection with missing money. I responded, activated by WCS 2765, and met with the victim, George McCall. Mr. McCall reports that on October 2, 2020, he traveled to Cleveland Hopkins Airport and checked in his hard shell suitcase, black in color which contained ten thousand dollars in U.S. currency. There were two stacks of five thousand dollars; all one hundred dollar bills which were inside the right side pocket of his blue jogging pants which was packed inside the suitcase with all his other belongings. The victim further stated that he traveled alone and arrived at his hotel (Bally's) in Las Vegas. Victim unpacked his suitcase and hung up his clothes then looked in the pockets of his jogging pants and discovered his ten thousand dollars missing. The victim called Frontier Airlines an hour later and they informed him that he will have to file a claim when he returns to Cleveland. The victim proceeded to enjoy his stay in Las Vegas and he returned to Cleveland on Sunday, October 4, 2020. The victim stated that he got in touch with TSA's Donald Kemer about the missing money on October 5, 2020 and Mr. Kemer provided the victim with a link to download a claim form which he and his fiancé, Betty J. Quattlebaum, did and he completed and submitted it. On today's date, October 11, 2020, the victim traveled to Cleveland Hopkins Airport to complete a CPD "Theft" report and in addition, he spoke with a Frontier supervisor and Reporting Person, Hassan Zahoor, who assisted Mr. McCall in how to file a "pilferage claim" which is a claim form for checked baggage that is missing items. I informed Mr. McCall that it is undetermined where this money has gone missing. Victim showed me an email that was sent by TSA on October 7th tell him, in part, that TSA has looked through their camera system and found no evidence of wrongdoing in the handling of his bag and no evidence that anyone took any money from his bag. Victim flew to Las Vegas on Frontier Airlines flight number F92015 and he left Cleveland at 10:34 PM and arrived in Las Vegas at 11:59 PM. Victim returned to Cleveland on October 4, 2020 on flight number F92014 and arrived in Cleveland at 1:01 PM.

No Suspects / No Arrests

Respectfully request First District Detective Bureau to follow up.

SDCO.DD

20-321675

10-13-20



91 7190 1552 0709 1258 3661

2021 CVF 003034
US DEPT HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S 12TH STREET TSA 9
ARLINGTON, VA 20598

2O_*156069414*_O

2021 CVF 003034
US DEPT HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S 12TH STREET TSA 9
ARLINGTON, VA 20598

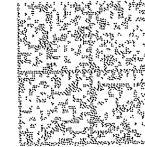
CVSUMMACT

EARL
C.

JUSTICE CEN
1200 ONT
CLEVELAND OH 44113-1669

CERTIFIED MAIL

U.S. POSTAGE PITNEY BOWES



ZIP 44113 \$ 006.26⁰
02 1W
0001399546 MAR 19 2021

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6009
Delivery Point
5th flr/57015

Processed By: DSK-7070-030
3/24/2021 11:07:18 AM



9171901552070912583661

Notice of Mail
and Parcel
Mar 24 2021
DHS-RDS SCREENING
and Quality Assurance
DFU # 902

JS 44 (Rev. 10/20)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

George McCall

(b) County of Residence of First Listed Plaintiff Lorain
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
Anthony Baker, Esq.
5320 Hoag Drive, Suite B
Elvria, OH 44035

DEFENDANTS

U.S. Dep't of Homeland Security Claims Management Branch

County of Residence of First Listed Defendant

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Lisa Hammond Johnson,
U.S. Attorney's Office, Northern District of Ohio

801 W. Superior Avenue, Suite 400, Cleveland, OH 44113

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☐ 3 Federal Question (U.S. Government Not a Party)
- ☒ 2 U.S. Government Defendant
- ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input checked="" type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS <input type="checkbox"/> Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement		

V. ORIGIN (Place an "X" in One Box Only)

- ☐ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 U.S.C. Sec. 2674

Brief description of cause:

Recovery of cash allegedly in checked baggage on flight from Cleveland, Ohio to Las Vegas, NV

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$
\$15,000

CHECK YES only if demanded in complaint:

JURY DEMAND: ☐ Yes ☒ No**VIII. RELATED CASE(S) IF ANY**

(See instructions):

JUDGE

DOCKET NUMBER

DATE

Apr 30, 2021

SIGNATURE OF ATTORNEY OF RECORD

LISA JOHNSON

Digitally signed by LISA JOHNSON
Date: 2021.04.30 11:59:40 -0400

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

I. Civil Categories: (Please check one category only).

1. ☐ General Civil
2. ☐ Administrative Review/Social Security
3. ☐ Habeas Corpus Death Penalty

*If under Title 28, §2255, name the SENTENCING JUDGE: _____

CASE NUMBER: _____

II. **RELATED OR REFILED CASES** See LR 3.1 which provides in pertinent part: "If an action is filed or removed to this Court and assigned to a District Judge after which it is discontinued, dismissed or remanded to a State court, and subsequently refiled, it shall be assigned to the same Judge who received the initial case assignment without regard for the place of holding court in which the case was refiled. Counsel or a party without counsel shall be responsible for bringing such cases to the attention of the Court by responding to the questions included on the Civil Cover Sheet."

This action: ☐ is **RELATED** to another **PENDING** civil case ☐ is a **REFILED** case ☐ was **PREVIOUSLY REMANDED**

If applicable, please indicate on page 1 in section VIII, the name of the Judge and case number.

III. In accordance with Local Civil Rule 3.8, actions involving counties in the Eastern Division shall be filed at any of the divisional offices therein. Actions involving counties in the Western Division shall be filed at the Toledo office. For the purpose of determining the proper division, and for statistical reasons, the following information is requested.

ANSWER ONE PARAGRAPH ONLY. ANSWER PARAGRAPHS 1 THRU 3 IN ORDER. UPON FINDING WHICH PARAGRAPH APPLIES TO YOUR CASE, ANSWER IT AND STOP.

(1) **Resident defendant** If the defendant resides in a county within this district, please set forth the name of such county

COUNTY:

Corporation For the purpose of answering the above, a corporation is deemed to be a resident of that county in which it has its principal place of business in that district.

(2) **Non-Resident defendant** If no defendant is a resident of a county in this district, please set forth the county wherein the cause of action arose or the event complained of occurred.

COUNTY: Cuyahoga

(3) **Other Cases** If no defendant is a resident of this district, or if the defendant is a corporation not having a principle place of business within the district, and the cause of action arose or the event complained of occurred outside this district, please set forth the county of the plaintiff's residence.

COUNTY: Lorain

IV. The Counties in the Northern District of Ohio are divided into divisions as shown below. After the county is determined in Section III, please check the appropriate division.

EASTERN DIVISION

☐
☒
☐

AKRON

CLEVELAND

YOUNGSTOWN

(Counties: Carroll, Holmes, Portage, Stark, Summit, Tuscarawas and Wayne)

(Counties: Ashland, Ashtabula, Crawford, Cuyahoga, Geauga, Lake, Lorain, Medina and Richland)

(Counties: Columbiana, Mahoning and Trumbull)

WESTERN DIVISION

☐

TOLEDO

(Counties: Allen, Auglaize, Defiance, Erie, Fulton, Hancock, Hardin, Henry, Huron, Lucas, Marion, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca VanWert, Williams, Wood and Wyandot)

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44**Authority For Civil Cover Sheet**

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) **Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
 - (b) **County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
 - (c) **Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. **Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
- United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
- United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
- Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
- Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. **Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. **Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. **Origin.** Place an "X" in one of the seven boxes.
- Original Proceedings. (1) Cases which originate in the United States district courts.
- Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.
- Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
- Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
- Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
- Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
- Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.
- PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. **Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. **Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
- Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
- Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. **Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.



Date Produced: 03/22/2021

CLEVELAND MUNICIPAL COURT:

The following is the delivery information for Certified Mail™ item number 7190 1552 0709 1258 3630. Our records indicate that this item was delivered on 03/20/2021 at 05:33 p.m. in CLEVELAND, OH 44135. The scanned image of the recipient information is provided below.

Signature of Recipient :

A handwritten signature in black ink, appearing to be "JL 87" on the top line and "L 75" on the bottom line.

Address of Recipient :

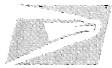
A handwritten address in black ink, appearing to be "5300 R" followed by a long horizontal line.

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 2021 CVF 003034



**UNITED STATES
POSTAL SERVICE**

Date Produced: 03/22/2021

CLEVELAND MUNICIPAL COURT:

The following is the delivery information for Certified Mail™ item number 7190 1552 0709 1258 3654. Our records indicate that this item was delivered on 03/20/2021 at 05:38 p.m. in CLEVELAND, OH 44135. The scanned image of the recipient information is provided below.

Signature of Recipient :

BL 72
C-19

Address of Recipient :

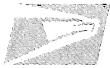
5306 1

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 2021 CVF 003034



**UNITED STATES
POSTAL SERVICE**

Date Produced: 03/29/2021

CLEVELAND MUNICIPAL COURT:

The following is the delivery information for Certified Mail™ item number 7190 1552 0709 1258 3661. Our records indicate that this item was delivered on 03/24/2021 at 06:43 a.m. in DHS, VA 20598. The scanned image of the recipient information is provided below.

Signature of Recipient :

Delivery Section	
Signature	X <i>K Lnsby</i>
Printed Name	

Address of Recipient :

Delivery Address	20529 20536 20472 20593 20528 20723 20529 20598
------------------	--

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 2021 CVF 003034



Date Produced: 03/29/2021

CLEVELAND MUNICIPAL COURT:

The following is the delivery information for Certified Mail™ item number 7190 1552 0709 1258 3647. Our records indicate that this item was delivered on 03/25/2021 at 11:37 a.m. in COLUMBUS, OH 43215. The scanned image of the recipient information is provided below.

Signature of Recipient :


CXC Law

Address of Recipient :

50 W 1330

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

Customer Reference Number: 2021 CVF 003034



CLEVELAND MUNICIPAL COURT

Office of the Clerk of Court

Earle B. Turner

Justice Center • Level Two

1200 Ontario Street • Cleveland, Ohio 44113-1669

CIVIL DIVISION

THE STATE OF OHIO
CUYAHOGA COUNTY} SS

SUMMONS IN CIVIL ACTION

2021 CVF 003034

PLAINTIFF

GEORGE MCCALL

-VS-

DEFENDANT

FRONTIER AIRLINES INC

You have been named defendant (s) in a complaint filed in Cleveland Municipal Court,
Level Two, Justice Center, 1200 Ontario, Cleveland, Ohio 44113 by

Plaintiff (s):

GEORGE MCCALL

A copy of the complaint is attached hereto. The name and address of plaintiff's attorney is below

ANTHONY BAKER ESQ.

5320 HOAG DRIVE, SUITE B

ELYRIA, OH 44035

You must file an *ANSWER* to this complaint within 28 days after this summons is served on you.

A copy of your answer must be served upon the attorney for the person who is suing you, who is called the plaintiff, or upon the plaintiff himself, if he has no attorney of record.

Your original answer must be filed with the Court within three days after service of the answer on the plaintiff's attorney.

If you fail to defend yourself against this complaint, *DEFAULT JUDGMENT* can be rendered against you for the relief demanded in the complaint. Your *EARNINGS MAY THEN BE GARNISHED*, or your property may be attached to satisfy the judgment.

EARLE B. TURNER, CLERK
CLEVELAND MUNICIPAL COURT

Pauline Constantine

P. CONSTANTINE, Deputy Clerk

March 18, 2021

2021 CVF 003034
FRONTIER AIRLINES INC
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

CVSUMMACT



91 7190 1552 0709 1258 3630

2021 CVF 003034
FRONTIER AIRLINES INC
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

2O_*156069414*_O

2021 CVF 003034
FRONTIER AIRLINES INC
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

CVSUMMACT



CLEVELAND MUNICIPAL COURT

Office of the Clerk of Court

Earle B. Turner

Justice Center • Level Two

1200 Ontario Street • Cleveland, Ohio 44113-1669

CIVIL DIVISION

THE STATE OF OHIO
CUYAHOGA COUNTY} SS

SUMMONS IN CIVIL ACTION

2021 CVF 003034

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DEFENDANT

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EARLE B. TURNER, CLERK
CLEVELAND MUNICIPAL COURT

P. CONSTANTINE, Deputy Clerk

March 18, 2021

2021 CVF 003034
FRONTIER AIRLINES INC
C/O CORPORATION SERVICE COMPANY
50 WEST BROAD STREET SUITE 1330
COLUMBUS, OH 43215

CVSUMMACT



91 7190 1552 0709 1258 3647

2021 CVF 003034
FRONTIER AIRLINES INC
C/O CORPORATION SERVICE COMPANY
50 WEST BROAD STREET SUITE 1330
COLUMBUS, OH 43215

2O_*156069414*_O

2021 CVF 003034
FRONTIER AIRLINES INC
C/O CORPORATION SERVICE COMPANY
50 WEST BROAD STREET SUITE 1330
COLUMBUS, OH 43215

CVSUMMACT



CLEVELAND MUNICIPAL COURT

Office of the Clerk of Court

Earle B. Turner

Justice Center • Level Two
1200 Ontario Street • Cleveland, Ohio 44113-1669

CIVIL DIVISION

THE STATE OF OHIO
CUYAHOGA COUNTY} SS

SUMMONS IN CIVIL ACTION

2021 CVF 003034

PLAINTIFF

GEORGE MCCALL

-VS-

DEFENDANT

TSA US DEPT HOMELAND SECURITY

You have been named defendant (s) in a complaint filed in Cleveland Municipal Court, Level Two, Justice Center, 1200 Ontario, Cleveland, Ohio 44113 by

Plaintiff (s):

GEORGE MCCALL

A copy of the complaint is attached hereto. The name and address of plaintiff's attorney is below

ANTHONY BAKER ESQ.

5320 HOAG DRIVE, SUITE B
ELYRIA, OH 44035

You must file an *ANSWER* to this complaint within 28 days after this summons is served on you.

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EARLE B. TURNER, CLERK
CLEVELAND MUNICIPAL COURT

P. CONSTANTINE, Deputy Clerk
March 18, 2021

2021 CVF 003034
TSA US DEPT HOMELAND SECURITY
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

CVSUMMACT



91 7190 1552 0709 1258 3654

2021 CVF 003034
TSA US DEPT HOMELAND SECURITY
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

2O_*156069414*_O

2021 CVF 003034
TSA US DEPT HOMELAND SECURITY
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

CVSUMMACT



CLEVELAND MUNICIPAL COURT

Office of the Clerk of Court

Earle B. Turner

Justice Center • Level Two

1200 Ontario Street • Cleveland, Ohio 44113-1669

CIVIL DIVISION

THE STATE OF OHIO
CUYAHOGA COUNTY} SS

SUMMONS IN CIVIL ACTION

2021 CVF 003034

PLAINTIFF

GEORGE MCCALL

-VS-

DEFENDANT

US DEPT HOMELAND SECURITY CLAIMS MANAGEMENT BRANCH

You have been named defendant (s) in a complaint filed in Cleveland Municipal Court, Level Two, Justice Center, 1200 Ontario, Cleveland, Ohio 44113 by

Plaintiff (s):

GEORGE MCCALL

A copy of the complaint is attached hereto. The name and address of plaintiff's attorney is below

ANTHONY BAKER ESQ.

5320 HOAG DRIVE, SUITE B

ELYRIA, OH 44035

You must file an *ANSWER* to this complaint within 28 days after this summons is served on you.

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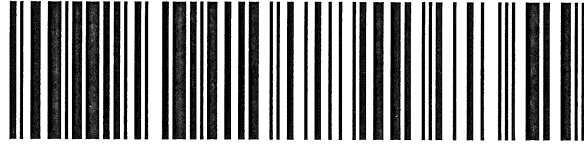
EARLE B. TURNER, CLERK
CLEVELAND MUNICIPAL COURT

Pauline Constantine

P. CONSTANTINE, Deputy Clerk
March 18, 2021

2021 CVF 003034
US DEPT HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S 12TH STREET TSA 9
ARLINGTON, VA 20598

CVSUMMACT



91 7190 1552 0709 1258 3661

2021 CVF 003034
US DEPT HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S 12TH STREET TSA 9
ARLINGTON, VA 20598

2O_*156069414*_O

2021 CVF 003034
US DEPT HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S 12TH STREET TSA 9
ARLINGTON, VA 20598

CVSUMMACT

SCANNED

IN THE CLEVELAND MUNICIPAL COURT

CIVIL DIVISION

Cuyahoga COUNTY, OHIO

GEORGE MCCALL
4519 BRIARWOOD DRIVE
LORAIN, OHIO 44053

Plaintiff

VS

FRONTIER AIRLINES, INC
5300 RIVERSIDE DRIVE
CLEVELAND, OHIO 44135

AND

FRONTIER AIRLINES, INC
C/O CORPORATION SERVICE COMPANY
50 WEST BROAD STREET – SUITE 1330
COLUMBUS, OHIO 43215

AND

TSA – US DEPT. HOMELAND SECURITY
5300 RIVERSIDE DRIVE
CLEVELAND, OHIO 44135

AND

U.S. DEPT. OF HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S. 12TH STREET – TSA-9
ARLINGTON, VIRGINIA 20598

Defendants

CASE NO.

21 CVF 003034
JUDGE:

COMPLAINT FOR RE
CONVERSION, INTENTIONAL
INFLICTION OF EMOTIONAL
DISTRESS AND THEFT (R.C. 2307.61)

2021 MAR 17 PM 3:42

FILED

NOW COMES Plaintiff, by and through counsel, and for his Complaint against

Defendants, captioned above (hereafter “Defendants”), hereby states and avers as follows:

Facts

1. Plaintiff is a life-long resident of the State of Ohio and the County of Lorain.
2. The offense that gave rise to this action occurred in the City of Cleveland and County of Cuyahoga.
3. The amount in controversy is less than \$15,000.00
4. Jurisdiction and venue are proper.
5. Plaintiff traveled from Cleveland to Las Vegas on Frontier Airlines on or about October 2, 2020.
6. Plaintiff makes several trips to Las Vegas each year and has done this for the past 20 years.
7. Plaintiff placed (packed) \$10,000.00 in his luggage before departing from Cleveland.
8. When Plaintiff arrived in Las Vegas, he discovered that the money was missing.
9. Plaintiff also found a note / receipt from TSA that confirmed his luggage had been inspected by the Agency.
10. Plaintiff contacted Defendants while in Las Vegas and filed a police report when he returned to Cleveland.
11. Plaintiff made a formal claim / demand to Defendants on or about December 9, 2020 requesting the return of his money.

Count One – Replevin

12. Plaintiff re-avers and re-alleges each and every allegation contained in the foregoing paragraphs, as if fully rewritten herein.
13. Plaintiff is the owner of the luggage and the personal property, including the money (\$10,000.00) that was contained inside his luggage.

14. At all times relevant herein, Defendants were aware of the ownership rights of Plaintiff with regard to his luggage and the contents therein. Defendants were also aware of their limited authority to inspect Plaintiff's personal property.
15. Defendants intentionally withheld, converted, stole and / or removed Plaintiff's property without a lawful excuse and with full knowledge that the property (money) belonged to Plaintiff.
16. Plaintiff made the appropriate demand for the return of his property; Defendants wrongfully retained possession of said money and / or denied liability for Plaintiff's loss.
17. As a direct and proximate result of Defendants' actions, Plaintiff is entitled to a money judgment for the personal property (money) not returned to him in an amount equal to the actual value of the property, to wit: \$10,000.00; consequential damages; punitive damages; interest and all costs and expenses of this action, including reasonable attorney fees.

Count Two – Conversion

18. Plaintiff re-avers and re-alleges each and every allegation contained in the foregoing paragraphs, as if fully rewritten herein.
19. Plaintiff was the owner of the luggage and the personal property, including the money (\$10,000.00) contained inside his luggage.
20. At all times relevant herein, Defendants were aware of the ownership rights of Plaintiff with regard to his luggage and the contents therein. Defendants were also aware of their limited authority to inspect Plaintiff's personal property.

21. Defendants intentionally withheld, stole and / or removed Plaintiff's property without a lawful excuse and with full knowledge that the property (money) belonged to Plaintiff.
22. Plaintiff made the appropriate demand for the return of his property; Defendants wrongfully retained possession of said money and / or denied liability for Plaintiff's loss.
23. As a direct and proximate result of Defendants' conversion, Plaintiff is entitled to a money judgment for the personal property (money) not returned to him in an amount equal to the actual value of the property, to wit: \$10,000.00; consequential damages; punitive damages; interest and all costs and expenses of this action, including reasonable attorney fees.

Count Three – Theft

24. Plaintiff re-avers and re-alleges each and every allegation contained in the foregoing paragraphs, as if fully rewritten herein.
25. Plaintiff was the owner of the luggage and the personal property, including the money (\$10,000.00) contained inside his luggage.
26. At all times relevant herein, Defendants were aware of the ownership rights of Plaintiff with regard to his luggage and the contents therein. Defendants were also aware of their limited authority to inspect Plaintiff's personal property.
27. Defendants intentionally withheld, dispossessed, stole and / or permanently removed Plaintiff's property without a lawful excuse and with full knowledge that the property (money) belonged to Plaintiff.
28. Plaintiff made the appropriate demand for the return of his property. Defendants have denied liability for Plaintiff's loss.

29. As a direct and proximate result of Defendants' theft, Plaintiff is entitled to a money judgment for the personal property (money) not returned to him in an amount equal to the actual value of the property, to wit: \$10,000.00; consequential damages; punitive damages; interest and all costs and expenses of this action, including reasonable attorney fees.

Count Five – Intentional Infliction of Emotional Distress

30. Plaintiff re-avers and re-alleges each and every allegation contained in the foregoing paragraphs, as if fully rewritten herein.

31. Defendants' business tactics and blatant lack of concern for its customers were extreme and outrageous as Defendants fraudulently justified retaining Plaintiff's property and undertook business policies that shield them from liability.

32. Defendant's self-serving and irresponsible business practices allowed them and / or their employees to profit from Plaintiff's loss.

33. Plaintiff has suffered and will continue to suffer severe emotional damage as a direct result of the extreme, reckless and intentional acts of Defendants.

34. As a direct and proximate result of Defendants' actions, Plaintiff is entitled to a money judgment for the personal property (money) not returned to him in an amount equal to the actual value of the property, to wit: \$10,000.00; consequential damages; punitive damages; interest and all costs and expenses of this action, including reasonable attorney fees.

WHEREFORE, Plaintiff hereby demands judgment in his favor and against Defendants; additionally Plaintiff seeks a judgment for compensatory damages, punitive damages,

consequential damages, interest, attorney fees and court costs in the amount not to exceed \$15,000.00.

Exhibits

- TSA & Frontier Airlines Inc. demand letters
- TSA response to Plaintiff's initial complaint
- Cleveland Police Report

RECEIVED PAYMENT

MAR 16 2021

EARLE B. TURNER, Clerk
By _____ Deputy

Respectfully submitted,



Anthony Baker, Esquire (#0084620)
Attorney for Plaintiff
5425 Detroit Road – Suite 10
Sheffield, Ohio 44054
Tel (440) 596 – 9876
Fax (440) 934 – 0712
Email bakera5.tony@yahoo.com

CERTIFICATE OF SERVICE / SERVICE INSTRUCTIONS

CLERK, please serve a true copy of the forgoing Complaint, Exhibits, Summons and any / all other case-related documents upon Defendants by Certified US Mail to the afore-captioned addressed.

THE LAW OFFICE OF ANTHONY BAKER

5425 Detroit Road – 10
Sheffield, Ohio 44054
Tel 440.596.9876
Fax 440.934.0712

December 9, 2020

Regarding: George McCall's Claim - Demand Letter

Dear TSA:

I have been retained by George McCall to assist with this matter. Ideally, we can resolve our differences without involving the court.

Mr. McCall traveled from Cleveland to Las Vegas on Frontier Airlines on or about October 2, 2020. Mr. McCall makes several trips each year to Las Vegas, and has done this for the past 20 years.

Ten Thousand Dollars was stolen from his luggage. Upon discovering the theft of his money (in Las Vegas), Mr. McCall contacted Frontier Airlines and TSA. I have included a copy of the police report and a copy of my preliminary Complaint for your review.

Simply stated, Mr. McCall demands / requests the return of his money forthwith. Please contact my office with any questions or concerns.

Respectfully yours,

Anthony Baker

THE LAW OFFICE OF ANTHONY BAKER

5425 Detroit Road – 10
Sheffield, Ohio 44054
Tel 440.596.9876
Fax 440.934.0712

December 9, 2020

Regarding: George McCall's Claim - Demand Letter

Dear Frontier Airline:

I have been retained by George McCall to assist with this matter. Ideally, we can resolve our differences without involving the court.

Mr. McCall traveled from Cleveland to Las Vegas on Frontier Airlines on or about October 2, 2020. Mr. McCall makes several trips each year to Las Vegas, and has done this for the past 20 years.

Ten Thousand Dollars was stolen from his luggage. Upon discovering the theft of his money (in Las Vegas), Mr. McCall contacted Frontier Airlines and TSA. I have included a copy of the police report and a copy of my preliminary Complaint for your review.

Simply stated, Mr. McCall demands / requests the return of his money forthwith. Please contact my office with any questions or concerns.

Respectfully yours,

Anthony Baker



7196 9005 8630 0316 4680

U.S. Department of Homeland Security
Claims Management Branch
601 S. 12th Street, TSA-9
Arlington, VA 20598-6009

November 23, 2020

George McCall
4519 Briarwood Drive
Lorian OH 44052
United States



Transportation
Security
Administration

Re: TSA Control No.: **2020110969383**

Dear George McCall:

This constitutes final administrative action on your claim against the United States under the Federal Tort Claims Act based upon the alleged negligent or wrongful acts or omissions of Transportation Security Administration (TSA) personnel.

Your claim is denied. After careful evaluation of all the evidence, we have determined that there are no legally sustainable grounds upon which a finding of liability can be based on the part of TSA.

If you are dissatisfied with the action taken on your claim, you may file suit in an appropriate U.S. District Court not later than six months after the date this letter was mailed. This information is not intended to imply that any such suit would be successful.

Should you have any questions, please address them to the Claims Management Branch. We may be reached at (571) 227-1300 or by email at TSAClaimsOffice@tsa.dhs.gov.

Yours sincerely,

Kimberly Davis
Assistant Director
Management Services and Claims
Financial Management Division



Cleveland Division of Police

Detail

Print Date/Time: 11/26/2020 11:58
 Login ID: butlersh
 Case Number: 2020-00321675

ORI Number:

Cleveland Division of Police
 OHCLP0000

Case Details:

Case Number:	2020-00321675	Incident Type:	Grand Theft
Location:	5300 RIVERSIDE DR Cleveland, OH 44135	Occured From:	10/02/2020 23:59
		Occured Thru:	10/06/2020 06:00
		Reported Date:	10/11/2020 14:58 Sunday
Reporting Officer ID:	1030-Rodriguez	Status:	Open/Active
		Status Date:	10/12/2020
Assigned Bureau:	District 1		

Case Assignments:

Assigned Officer	Assignment Date/Time	Assignment Type	Assigned By Officer	Due Date/Time
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<u>Associated Cases</u>	<u>Status</u>	<u>Assisting ORIs</u>	<u>Role</u>
<u>Modus Operandi</u>	<u>Solvability Factors</u>	<u>Weight</u>	<u>Total:</u>

Offenses

No.	Group/ORI	Crime Code	Statute	Description	Counts
1	State	23H	2913.02	Theft	1



Cleveland Division of Police

Detail

Print Date/Time: 11/26/2020 11:58
 Login ID: butlersh
 Case Number: 2020-00321675

ORI Number:

Cleveland Division of Police
 OHCLP0000

Offense # 1

Group/ORI: State	Crime Code: 23H	Statute: 2913.02	Counts: 1	Attempt/ Commit Code: Committed
Description: Theft				Offense Date: 10/02/2020
NCIC Code: 2399	Scene Code: Transit Facility			Bias/Motivation: No Bias / Not Applicable
Offense Status: Open/Active	Status Date: 10/13/2020			Occupancy Code:
Arson Code:	Domestic Code: No			Child Abuse:
Gang Related: No	Aiding/Abetting:			Sub-Code:
# of Adults:	# of Juveniles:			IBR Seq. No: 1
Property Damage Amt.:	Abandoned Structure:			Household Status:
Domestic Circumstance:	Carjacking:			Premise Code:
Accosting Situation:	Hate Bias Indicator:			Prior Inv - Victim:
Gambling Motivated:	Order of Protection:			Cargo Theft: N
Prior Inv - Offender:	Anit-reproductive rights crime:			
Special Circumstances:	Precipitating Event:			

Offender Suspected of Using

Alcohol: No
 Drugs: No
 Computer: No
 Aggravated Assault/ Homicide Circumstances #1:
 Aggravated Assault/ Homicide Remarks #1:
 Justifiable Homicide Circumstances :
 Method of Entry Type:
 Point of Entry:
 Method of Exit Type:
 Point of Exit:
 Direction of Travel:
 Counterfeit Type:

Victim Suspected of Using

Alcohol: No
 Drugs: No
 Computer: No
 Aggravated Assault/ Homicide Circumstances #2:
 Aggravated Assault/ Homicide Remarks #2:

Justifiable Homicide Code :

Larceny Type: (H)All Other Larcenies

Method of Entry :
 # of Premises Entered :
 Method of Exit :
 How Left Scene:

Counterfeit Status:

Counterfeit Amount:

Subjects

Type	No.	Name	Address	Phone	Race	Sex	DOB/Age
Reporting Person	1	Zahoor, Hassan	5300 RIVERSIDE DR Cleveland, OH 44135	[REDACTED]	Unknown	Male	
Victim	1	McCall, George L	44519 BRIARWOOD DR Lorain, OH 44053	[REDACTED]	Black	Male	04/16/1969 51



Cleveland Division of Police Detail

Print Date/Time: 11/26/2020 11:58
Login ID: butlersh
Case Number: 2020-00321675

ORI Number:

Cleveland Division of Police
OHCLP0000

Subject # 1-Reporting Person

Primary: No	Race: Unknown	Sex: Male	Build:
Name: Zahoor, Hassan	Height:	Weight:	Age:
Address: 5300 RIVERSIDE DR Cleveland OH 44135	Eyes: Unknown	Hair: Unknown	State:
Primary Phone: [REDACTED]	SSN:	DVL #:	
Resident Type: Unknown	Resident Status: Unknown	Statement Type: Verbal	
Disposition:	Date:	Custody Status:	

Related Offenses

Group/ORI	Crime Code	Statute	Description
State	23H	2913.02	Theft

Related WeaponsVictim/Offender Relationship

Transported By:	Extent of Injury:	Hospital:
Domestic Violence:	Domestic Violence Referrals:	Federal Agencies Involved:
Condition:	Medical Treatment:	

Missing Person Information**Subject # 1-Victim**

Primary: Yes	Victim Type: Individual	
Name: McCall, George L	Race: Black	Sex: Male DOB: 04/16/1969
Address: 44519 BRIARWOOD DR Lorain OH 44053	Height: 6ft 5 in	Weight: 280.0 lbs. Build:
Primary Phone: [REDACTED]	Eyes: Brown	Hair: Brown Age: 51
Resident Type: Non Resident	SSN: [REDACTED]	DVL #: [REDACTED] State: OH
Disposition:	Resident Status: Other Status	Statement Type: Verbal
	Date:	Custody Status:

Related Offenses

Group/ORI	Crime Code	Statute	Description
State	23H	2913.02	Theft

Related WeaponsVictim/Offender Relationship

Transported By:	Extent of Injury:	Hospital:
Domestic Violence:	Domestic Violence Referrals:	Federal Agencies Involved:
Condition:	Medical Treatment:	

Missing Person Information**Arrests**

Arrest No.	Name	Address	Date/Time	Type	Age
------------	------	---------	-----------	------	-----



Cleveland Division of Police

Detail

Print Date/Time: 11/26/2020 11:58
 Login ID: butlersh
 Case Number: 2020-00321675

ORI Number: Cleveland Division of Police
 OHCLP0000

Property

Date	Code	Type	Make	Model	Description	Tag No.	Item No.
10/11/2020	Stolen	Cash / Currency			TEN THOUSAND DOLLARS OF U.S. CURRENCY		

Seq # 1

Tag Number:

Item Number:

Property Codes:

Property Type:

Cash / Currency

Property Class:

Cash / Currency

Date Received:

10/11/2020

Stolen

UCR Value:

Initial Value:

\$10,000.00

Stolen Location:

Airport/Seaport

Quantity:

Unit of Measure:

Measurement Source:

Description: TEN THOUSAND DOLLARS OF U.S. CURRENCY

Officer Remarks:

Make:

Model:

Style:

Style Desc:

Year:

OAN:

Serial #:

Color:

Condition:

Reg. Type:

Reg. ORI:

Reg. Number:

Reg. State:

Reg. Year:

Reg. Date:

Reg. Expiration:

Recovery Information

Location:

Date:

Code:

Value:

RFOJ?:

ORI:

Recovered Address:

Associated Subjects

Type	Name	Address	Phone	Notified How	Date
Owner	McCall, George L	44519 BRIARWOOD DR Lorain, OH 44053			
Insurance Company:		Policy Number:		Lein Holder:	

Vehicles

No.	Role	Vehicle Type	Year	Make	Model	Color	License Plate	State
-----	------	--------------	------	------	-------	-------	---------------	-------

Routing:

- ☐ Detective Bureau
- ☐ Sex Crimes
- ☐ Homicide
- ☐ Prosecutor's Office

Original Narrative**THEFT**

Sir,

On Sunday, 10-11-20, at approximately 1326 hours, I received an assignment to respond to the Frontier ticket counter in connection with missing money. I responded, activated by WCS 2765, and met with the victim, George McCall.

Mr. McCall reports that on October 2, 2020, he traveled to Cleveland Hopkins Airport and checked in his hard shell suitcase, black in color which contained ten thousand dollars in U.S. currency. There were two stacks of five thousand dollars; all one hundred dollar bills which were inside the right side pocket of his blue jogging pants which was packed inside the suitcase with all his other belongings. The victim further stated that he traveled alone and arrived at his hotel (Bally's) in Las Vegas. Victim unpacked his suitcase and hung up his clothes then looked in the pockets of his jogging pants and discovered his ten thousand dollars missing. The victim called Frontier Airlines an hour later and they informed him that he will have to file a claim when he returns to Cleveland. The victim proceeded to enjoy his stay in Las Vegas and he returned to Cleveland on Sunday, October 4, 2020. The victim stated that he got in touch with TSA's Donald Kemer about the missing money on October 5, 2020 and Mr. Kemer provided the victim with a link to download a claim form which he and his fiancé, Betty J. Quattlebaum, did and he completed and submitted it. On today's date, October 11, 2020, the victim traveled to Cleveland Hopkins Airport to complete a CPD "Theft" report and in addition, he spoke with a Frontier supervisor and Reporting Person, Hassan Zahoor, who assisted Mr. McCall in how to file a "pilferage claim" which is a claim form for checked baggage that is missing items. I informed Mr. McCall that it is undetermined where this money has gone missing. Victim showed me an email that was sent by TSA on October 7th tell him, in part, that TSA has looked through their camera system and found no evidence of wrongdoing in the handling of his bag and no evidence that anyone took any money from his bag. Victim flew to Las Vegas on Frontier Airlines flight number F92015 and he left Cleveland at 10:34 PM and arrived in Las Vegas at 11:59 PM. Victim returned to Cleveland on October 4, 2020 on flight number F92014 and arrived in Cleveland at 1:01 PM.

No Suspects / No Arrests

Respectfully request First District Detective Bureau to follow up.

SDCO.DD

20-321675

10-13-20

Cleveland Municipal Court**Earle B. Turner, Clerk of Court****Designation Form** to be used to indicate the Category of the Case

(Your failure to complete this form may delay the processing of your claim.)

Case No.

1. Has this case been previously filed and dismissed? Yes () No (✓)
If yes, please indicate court, case number and judge. Court _____ Case No. _____ Judge _____
2. Are there any related cases, pending or closed? Yes () No (✓)
If yes, please indicate court, case number and judge. Court _____ Case No. _____ Judge _____
(If more space is necessary, please use the reverse side of this form.)
3. Is this a case under the Consumer Sales Practices Act (O.R.C. 1345.09(E))? Yes () No (✓)
If yes, _____ Declaratory Judgment; _____ Injunction; _____ Class Action
4. Are ADA accommodations needed? Yes () No (✓) Please describe _____
5. Is Interpreter requested Yes () No (✓) Language / Dialect requested _____

Plaintiff #1 (include complete name, address and phone #)

GEORGE MCCALL
4519 BRIARWOOD DRIVE
LORAIN, OH 44053

Defendant #1 (include complete name, address and phone #)

FRONTIER AIRLINES, INC
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

Phone No.

E-mail address

Phone No.

E-mail address

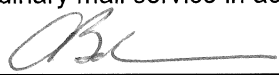
(For additional parties, please use the reverse side of this form.)

Civil Categories**Place (X) in one category only**

Tort-Motor Vehicle Accident-Property Damage	Forcible Entry and Detainer (Eviction)
Tort-Motor Vehicle Accident-Personal Injury	a. Subject Property Address
Tort-Motor Vehicle Accident-Prop. Damage & Personal Injury	Ejectment, Recovery of Real Property
Tort- vs. Property Owner	a. Subject Property Address
Tort- Product Liability	Marshalling of Lien (foreclosure)
Tort Miscellaneous	a. Subject Property Address
Libel and Slander	✓ Replevin
Contract	Account
Promissory Note	Small Claims
Cognovit	Housing Small Claim
Equity	✓ Other: theft conversion

Request for Regular Mail Service

If service of process by Certified Mail is returned by the Postal Authorities with an endorsement of "refused" or "unclaimed" the undersigned waives notice of this by the Clerk and requests ordinary mail service in accordance with Civil Rule 4.6(C) or 4.6(D).


Signature of Plaintiff or Attorney for Plaintiff

Attorney Information

ANTHONY BAKER
Atty. of Record (Please Print or Type)
5425 DETROIT RD-STE 10
Address
SHEFFIELD OH 44054
City State Zip Code
(440) 596-9876
Area Code and Telephone Number

0084620
Ohio Supreme Court No.
LAW OFF ANTHONY BAKER
Firm Name
440.934.0712
Fax Number
bakera5.tony@yahoo.com
E-Mail Address

Plaintiff #2 (include complete name, address and phone #)

Phone No. _____ E-mail address _____

Defendant #2 (include complete name, address and phone #)

TSA - US DEPT HOMELAND SECURITY
5300 RIVERSIDE DRIVE
CLEVELAND, OH 44135

Phone No. _____ E-mail address _____

Plaintiff #3 (include complete name, address and phone #)

Phone No. _____ E-mail address _____

Defendant #3 (include complete name, address and phone #)

FRONTIER AIRLINES INC
50 W. BROAD STREET - STE 1330
COLUMBUS, OH 43215

Phone No. _____ E-mail address _____

Plaintiff #4 (include complete name, address and phone #)

Phone No. _____ E-mail address _____

Defendant #4 (include complete name, address and phone #)

US DEPT HOMELAND SECURITY
CLAIMS MANAGEMENT BRANCH
601 S. 12TH STREET - TSA 9
ARLINGTON, VA 20548

Phone No. _____ E-mail address _____

(continued from Pg. 1) 1. Has this case been previously filed and dismissed?

Court _____ Case No. _____ Judge: _____

Court _____ Case No. _____ Judge: _____

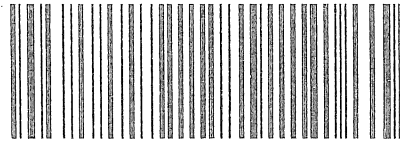
(continued from Pg. 1) 2. Are there any related cases, pending or closed?

Court _____ Case No. _____ Judge: _____

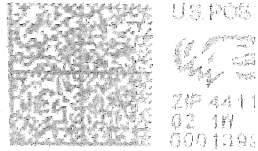
Court _____ Case No. _____ Judge: _____

Other:

**EARLE B. TURNER, CLERK
CLEVELAND MUNICIPAL COURT
JUSTICE CENTER-LEVEL 2
1200 ONTARIO STREET
CLEVELAND, OHIO 44113-1669**



7007 0710 0001 0424 0229



**CARL B. STOKES U.S. COURT HOUSE
ATTN: CLERK'S OFFICE
801 WEST SUPERIOR AVENUE
CLEVELAND, OHIO 44113**